

March 14, 1975

PRESIDENT: The motion to reconsider passes. Are you ready for the reconsideration vote. The question is, the question is, the Warner amendment to LB 377. Record your vote. Record, Mr. Clerk.

CLERK: 31 ays, 1 nay, 17 not voting, Mr. President.

PRESIDENT: Amendment passes.

CLERK: Motion on the desk, Mr. President.

PRESIDENT: Read the motion.

CLERK: I move to amend the Warner amendment to LB 372 by inserting "No Deputy Attorney General or Assistant Attorney General shall...shall, what?

SENATOR CAVANAUGH: Engage in the private practice of Law.

CLERK: "...engage in the private practice of Law." And I would assume that you would like that inserted at the end of the amendment.

SENATOR CAVANAUGH: Right.

PRESIDENT: Senator Cavanaugh, before we recognize you, we have a most distinguished visitor here on a very momentous occasion. The Chair recognizes Senator Frank Lewis of Bellevue, Sarpy County, Nebraska.

SENATOR F. LEWIS: Mr. Chairman, I would like to introduce my new girl friend today who happens to be 12, my youngest daughter Terry.

TERRY LEWIS: Hi, I am happy to be here. Thank you.

PRESIDENT: We are happy to have you. We hope that cigar smoke doesn't stunt your growth. Senator Cavanaugh.

SENATOR CAVANAUGH: Mr. President, members of the Legislature, I am, first of all, very surprised at the original Warner amendment because I had a discussion with the Attorney General upon his assuming the office in which he expressed his desire to seek out and employ the best legal talent and we did discuss the very item of the minimum salary and the circumvention of that by the previous Attorney General and it was my understanding that he had no intention to continue that. When we originally raised the salary, or the minimum salary, at that time I was unaware that the Attorney General's office was permitted private practice and I think it is even more imperative, if we are going to reduce the salary, that we eliminate the private practice because what happens is that if you don't pay a man a reasonable salary, if that is the intent of the present Attorney General, and he is an Attorney, he is going to go out and attempt to supplement his income. In the case of an Attorney, that creates a situation of competing interests and priorities and, generally, I think that the private client places a more immediate demand upon an attorney's time, talents and abilities and when he is employed by a public agency on a full time basis, it can only serve to the detriment of the public agency because when the private